

CERTIFIED MAIL

CITATION

In Re Citation No. 2022-09

**Classification of Violation
Pursuant to Connecticut
General Statutes Section 19a-527**

May 10, 2022

**Class: B
Bed Capacity: 20
License Number: 1702-RCH**

**Licensee: Green Lodge of Manchester, Inc
Facility Name: Green Lodge of Manchester, Inc
Facility Address: 612 East Middle Turnpike
Manchester, CT 06040**

The following citation is issued pursuant to Sections 19a-524 through 19a-528, inclusive of the Connecticut General Statutes:

A. Nature and Scope of Violations:

1. An inspection of this facility concluded on April 22, 2022 revealed the following:
 - a. Interview with the Manager of the facility on 3/28/22 at 4:15 PM identified they have seven (7) employees, five (5) employees have religious exemptions, one (1) employee is up to date with the COVID-19 vaccinations, and although Staff Attendant #1 had received the first two (2) doses of the COVID-19 vaccine, the second dose in October 2021 she has not yet received the booster. Review of the facility schedule on 3/28/21 identified Staff Attendant #1 has worked fifteen (15) days since the Executive Order went into place on 3/8/22 at 11:59 PM. Interview with Staff Attendant #1 on 3/28/22 at 4:20 PM identified she works Monday through Friday from 2:00 PM until 10:00 PM and her duties include preparing dinner, assisting with medication administration, and some housekeeping duties. Staff Attendant #1 stated she had received the first dose of the vaccine on 9/17/21 and the second dose on 10/18/21 (verified by observation of Staff Attendant #1's COVID-19 vaccination card), and although she is aware that she is eligible to receive the COVID-19 booster vaccination, she has not yet received the booster dose. Staff Attendant #1 identified although the facility has asked her if she has received the booster vaccine, she was not told that she was required to receive the booster vaccine. Staff Attendant #1 identified she would plan on getting the vaccine soon. Interview with the Manager on 3/28/22 at 4:25 PM identified although she has

asked Staff Attendant #1 if she had received the vaccine, she did not tell Staff Attendant #1 she was required to get the vaccine because she does not feel as though the vaccine booster is necessary. A subsequent monitoring visit and interview with the Manager on 4/22/22 at 12:01 PM identified Staff Person #1 had not yet received the booster vaccine and had continued to work since the last monitoring visit on 3/28/22. The Manager identified that she did not tell Staff Attendant #1 that the vaccine was required to work in the facility. Review of the March and April 2022 schedules identified Staff Person #1 had worked fourteen (14) shifts after the visit on 3/28/22 and prior to the end of the executive order on 4/15/22, for a total of twenty-nine (29) shifts between the beginning of the Executive Order on 3/8/22 at 11:59 PM until the end of the executive order on 4/15/22. Review of a Blast Fax 2022-8B dated 3/1/22 that was sent to Residential Care Homes identified that "Long-term care facility" means any facility agency or provider that is a residential care home as defined in Section 19a-521. These facilities must comply with the Executive Order to receive the COVID-19 booster by March 8, 2022 no later than 11:59 PM. The facility identified that they do not have any policies and procedures regarding the COVID-19 vaccinations.

B. Statutes and/or Regulations Violated:

Regulation of Connecticut State Agencies (Public Health Code) violated is,
Section 19-13-D6t (c) Administration (1) and/or Governor's Executive Order No. 14B.

C. Classification of Violations

Class B in accordance with Section 19a-527-1 (b) of the Regulations of Connecticut State Agencies.

D. Amount of Civil Penalty to be imposed in accordance with Connecticut General Statutes Sections 19a-527 and 19a-528: \$27,000.00

NOTIFICATION OF ELECTION TO CONTEST CITATION

If the licensee wishes to contest this Citation, the administrator or his designee must within five days, excluding Saturdays, Sundays and holidays, of receipt of the Citation by the licensee, shall **verbally** notify the Supervising Nurse Consultant who signed the citation by contacting the Facility Licensing and Investigations Section (FLIS), Department of Public Health, 410 Capitol Avenue, MS#12 HSR, P.O. Box 340308, Hartford, Connecticut 06134-0308, telephone number (860) 509-7400 or any Supervising Nurse Consultant within FLIS (same address, same telephone number). Verbal contact must be made with a Supervising Nurse Consultant when electing to contest a citation.

ELECTION NOT TO CONTEST CITATION

Should the licensee not wish to contest this Citation and pay the civil penalty, check or money order should be made payable to: Treasurer, State of Connecticut, attention Cheryl Davis, PHSM, and sent to the above identified address.

IF THE ADMINISTRATOR FAILS TO SO NOTIFY THE DEPARTMENT, THE CITATION SHALL BE DEEMED A FINAL ORDER OF THE COMMISSIONER OF PUBLIC HEALTH, EFFECTIVE UPON THE EXPIRATION OF THE FIVE DAY PERIOD REFERENCED ABOVE. CONNECTICUT GENERAL STATUTES SECTION 19a-525(a).

INFORMAL CONFERENCE

If the administrator has notified the Department in accordance with the procedure set forth above, an informal conference will be conducted as required by Section 19a-525(b) between the licensee and the Commissioner or his designee. The facility may wish to be represented by an attorney.

POSTING REQUIREMENT

Each Class A or Class B Citation shall be prominently posted in the nursing home cited so as to be visible to any resident, including those in wheelchairs and to any employee or visitor of the nursing home until the violation has been corrected to the satisfaction of the Commissioner of Public Health or the Citation has been vacated by the Commissioner. Failure to comply with this requirement constitutes a violation of Connecticut General Statutes Section 19a-540.

Signature: Karen Gworek, RN

Date: May 10, 2022

cc: Stuart Beilman, Person-in-Charge
Cheryl Davis, Public Health Services Manager
Karen Gworek, Supervising Nurse Consultant
Margaret McKinney, Nurse Consultant
Laronda Therrien, Office Assistant

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The following is a more detailed Statement of Charges regarding Citation No.2022- 09 dated May 10, 2022.

The attached has been provided pursuant to Connecticut General Statutes Section 4-177.

Signature: Karen Gworek, RN

Date: May 10, 2022